

Gary Peller  
600 New Jersey Avenue, N.W.  
Washington, DC 20001  
(202) 662-9122  
peller@law.georgetown.edu  
*Counsel for Sharon Bledsoe,  
Celestine Elliott, Lawrence Elliott,  
Tina Farmer, Momoh Kanu, Tynesia Mitchell,  
Dierra Thomas, James Tibbs and Ishmail Sesay*

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

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In re:	)	
	)	Chapter 11
MOTORS LIQUIDATION COMPANY, et al.,	)	Case No.: 09-50026 (REG)
f/k/a General Motors Corp., et al.,	)	
	)	
Debtors.	)	(Jointly Administered)
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**APPELLANTS' STATEMENT OF THE ISSUES ON APPEAL AND DESIGNATION OF  
THE ITEMS TO BE INCLUDED IN THE RECORD ON APPEAL**

Pursuant to Rule 8009 of the Federal Rules of Bankruptcy Procedure, Appellants Sharon Bledsoe, Celestine Elliott, Lawrence Elliott, Tina Farmer, Momoh Kanu, Tynesia Mitchell, Dierra Thomas, James Tibbs, and Ishmail Sesay respectfully submit the following: (i) statement of the issues to be presented on appeal from the *Decision on Imputation, Punitive Damages, and Other No-Strike and No-Dismissal Pleadings Issues*, dated November 9, 2015 (ECF No. 13533, as corrected ECF No. 13534) (the “**Decision**”) and the *Judgment*, dated December 4, 2015 (ECF No. 13563) (the “**Judgment**”); and (ii) designation of the items to be included in the record on appeal.

**I. Statement of the Issue to be Presented on Appeal**

Appellants submit the following statement of issues to be presented on appeal:

1. Did the Bankruptcy Court err in holding that “[c]laims that allege that New GM is liable in connection with vehicle owners’ failure to file proofs of claim in the Old GM

bankruptcy case are barred and enjoined by the Sale Order, April Decision and June Judgment, and shall not be asserted against New GM” under Paragraph 24 of the Judgment?

## II. Designation of the Items to be Included in the Record on Appeal

Appellants submit the following designation of items to be included in the record on appeal (including any exhibit, annex, or addendum thereto):

Item No.	Document	Filing Date	ECF No.
1	Motion for Sale of Property under Section 363(b)/Debtors’ Motion Pursuant to 11 U.S.C. §§ 105, 363(b), (f), (k), and (m), and 365 and Fed. R. Bankr. P. 2002, 6004, and 6006, to (I) Approve (A) The Sale Pursuant to The Master Sale and Purchase Agreement with Vehicle Acquisition Holdings LLC, A U.S. Treasury-Sponsored Purchaser, Free and Clear of Liens, Claims, Encumbrances, and Other Interests; (B) The Assumption and Assignment of Certain Executory Contracts and Unexpired Leases; and (C) Other Relief; and (II) Schedule Sale Approval Hearing	6/1/2009	92
2	Notice of Filing of the Amended Master Sale and Purchase Agreement and Certain Exhibits of the Disclosure Schedule Thereto	6/27/2009	2649
3	Order (I) Authorizing Sale of Assets Pursuant to Amended and Restated Master Sale and Purchase Agreement with NGMCO, Inc., a U.S. Treasury-Sponsored Purchaser; (II) Authorizing Assumption and Assignment of Certain Executory Contracts and Unexpired Leases in Connection with the Sale; and (III) Granting Related Relief	7/5/2009	2968

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Item No.	Document	Filing Date	ECF No.
4	Errata Order Regarding Decision on Debtors’ Motion for Approval of (1) Sale of Assets to Vehicle Acquisition Holdings LLC; (2) Assumption and Assignment of Related Executory Contracts; and (3) Entry Into UAW Retiree Settlement Agreement	7/6/2009	2985
5	Order Establishing the Deadline For Filing Proofs of Claim (Including Claims Under Section 503(b)(9) of the Bankruptcy Code) and Procedures Relating Thereto and Approving the Form and Manner of Notice Thereof	9/16/2009	4079
6	Certificate of Publication of the Notice of Deadlines For Filing Proofs of Claim (Including Claims Under Section 503(b)(9) of the Bankruptcy Code (the General Notice) and the Notice of Deadline for Filing Proofs of Claim (the Local Notice))	1/5/2010	4724

7	Affidavit of Publication of Notice of Deadlines for Filing Certain Proofs of Claim	1/25/2010	4877
8	Decision on Motion to Enforce Sale Order	4/15/2015	13109
9	Judgment	6/1/2015	13177

Dated: December 28, 2015

Respectfully submitted,

/s/ Gary Peller

Gary Peller  
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Washington, DC 20001  
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